

CHAPTER 35 MOTOR VEHICLES

SECTION 35-1

DEFINITIONS

- 35-1-101** **DEFINITIONS** - The following words, when used in this Chapter shall, for the purpose of this Chapter, have the meanings respectively ascribed to them in this Section except where the context otherwise requires.
- 35-1-101.2** **AFFIRMATION** - A signed statement to the effect that the information provided by the signer is true and correct. The affirmation shall subject any person who shall knowingly affirm falsely, in matter material to any issue or point in question, to the penalties inflicted by law on persons convicted of perjury under Section 32-2 of the Illinois Criminal Code of 1961.
- 35-1-101.3** **ACQUISITION OF VEHICLE OR VEHICLE PART** - The purchase or receipt of a vehicle or vehicle part.
- 35-1-102** **ALLEY** - A public way within a block, generally giving access to the rear of lots or buildings and not used for general traffic circulation.
- 35-1-102.01** **AMBULANCE** - Any publicly or privately owned vehicle which is specifically designed, constructed or modified and equipped, and is intended to be used for, and is maintained or operated for the emergency transportation of persons who are sick, injured, wounded or otherwise incapacitated or helpless.
- 35-1-102.02** **ALL-TERRAIN VEHICLE** Any motorized off-highway device 50 inches or less in width, having a manufacturer's dry weight of 600 pounds or less, traveling on 3 or more low-pressure tires, designed with a seat or saddle for operator use, and handlebars or steering wheel for steering control.
- 35-1-102.1** **ANTIQUE VEHICLE** - A motor vehicle that is more than 25 years of age or a bona fide replica thereof and which is driven on the highways only going to and returning from an antique auto show or an exhibition, or for servicing or demonstration, or a fire-fighting vehicle more than 20 years old which is not used as fire-fighting equipment but is used only for the purpose of exhibition or demonstration.
- 35-1-104** **ARTERIAL STREET** - Any U.S. or State numbered route, controlled access highway, or other major radial or circumferential street or highway designated by local authorities within their respective jurisdictions as part of a major arterial system of streets or highways.
- 35-1-105** **AUTHORIZED EMERGENCY VEHICLE** - Emergency vehicles of municipal departments or public service corporations as are designated or authorized by proper local authorities; police vehicles; vehicles of the fire department and ambulances.
- 35-1-106** **BICYCLE** - Every device propelled by human power upon which any person may ride, having two tandem wheels except scooters and similar devices.
- 35-1-106a** **BOARD OF TRUSTEES** - The Board of Trustees of the Village of Burr Ridge.
- 35-1-107** **BUS** - Every motor vehicle, other than a commuter van, designed for carrying more than 10 persons.
- 35-1-108** **BUSINESS DISTRICT** - The territory contiguous to and including a highway when within any 600 feet along such highway there are buildings in use for business or industrial purposes, including but not limited to hotels, banks, or office buildings, railroad stations and public buildings which occupy at least 300 feet of frontage on one side or 300 feet collectively on both sides of highway.

- 35-1-109.1** **CAMPING TRAILER** - A trailer, not used commercially, constructed with partial side walls which fold for towing and unfold to provide temporary living quarters for recreational camping or travel use and of a size or weight not requiring an overdimension permit when towed on a highway.
- 35-1-110** **CANCELLATION OF DRIVER'S LICENSE** - The annulment or termination by formal action of the Secretary of a person's driver's license because of some error or defect in the license or because the licensee is no longer entitled to such license, but the cancellation of a license is without prejudice and application for a new license may be made at any time after such cancellation.
- 35-1-110.1** **CHASSIS** - Every frame or supportive element of a vehicle whether or not a manufacturer's identification number, serial number, or other identifying numbers are present on said part.
- 35-1-111** **CHAUFFEUR** -
- (1) All persons employed by another for the principal purpose of driving a motor vehicle, and
 - (2) All persons who drive a school bus transporting children, and
 - (3) All persons employed in connection with the operation of any school, day camp, summer camp, or nursery school, who drive any motor vehicle transporting children to or from any school, day camp, summer camp, or nursery school, and
 - (4) All persons who drive any motor vehicle when in use for the transportation of persons or property for compensation, and
 - (5) All persons, except those who are engaged in a ridesharing arrangement, who are employed to drive a commuter van while transporting persons to and from their place of employment.
- 35-1-112** **CONTROLLED ACCESS HIGHWAY** - Every highway, street or roadway in respect to which owners or occupants of abutting lands and other persons have no legal right of access to or from the same except at such points only and in such manner as may be determined by the public authority having jurisdiction over such highway, street or roadway.
- 35-1-113** **CROSS WALK** -
- (a) That part of a roadway at an intersection included within the connections of the lateral lines of the sidewalks on opposite sides of the highway measured from the curbs or, in the absence of curbs, from the edges of the traversable roadway, and in the absence of a sidewalk on one side of the highway, that part of the highway included within the extension of the lateral line of the existing sidewalk to the side of the highway without the sidewalk, with such extension forming a right angle to the centerline of the highway.
 - (b) Any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by lines or other markings on the surface placed in accordance with the provisions in the Manual adopted by the Department of Transportation as authorized in Section 11-301.
- 35-1-114** **COMMERCIAL VEHICLE** - Any vehicle operated for the transportation of persons or property in the furtherance of any commercial or industrial enterprise, For-Hire or Not-For-Hire, but not including a commuter van, a vehicle used in a ridesharing arrangement when being used for that purpose, or a recreational vehicle not being used commercially.

35-1-114.1	COMMUTER VAN - A motor vehicle designed for the transportation of not less than 7 nor more than 16 passengers which is: (1) used in ridesharing arrangements; or (2) owned or leased by a company or an employee organization and operated on a non-profit basis with the primary purpose of transporting employees of the company between the employees' homes and the company's place of business or a public transportation station and in which the operating, administrative, maintenance and reasonable depreciation costs are paid principally by the persons utilizing the commuter van.
35-1-114.2	COUNTERFEIT - To copy or imitate, without legal authority, with the intent of deceiving or defrauding.
35-1-115	DEALER - Every person engaged in the business of acquiring or disposing of vehicles or their essential parts and who has an established place of business for such purpose.
35-1-115.1	DISPOSITION OF VEHICLE OR VEHICLE PART - The purchase, exchange, transfer, sale, assignment or other change of ownership or possession or the junking or wrecking of a vehicle or vehicle part.
35-1-116	DRIVER - Every person who drives or is in actual physical control of a vehicle.
35-1-116.1	DRIVER'S LICENSE - Any license to operate a motor vehicle issued under the laws of this State.
35-1-117	ESSENTIAL PARTS - All integral and body parts of a vehicle of a type required to be registered hereunder, the removal, alteration or substitution of which would tend to conceal the identity of the vehicle or substantially alter its appearance, model, type or mode of operation. "Essential parts" includes the following: vehicle hulks, shells, chassis, frames, front end assemblies (which may consist of headlight, grill, fenders and hood), front clip (front end assembly with cowl attached), rear clip (which may consist of quarter panels, fenders, floor and top), doors, hatchbacks, fenders, quarter panels, cabs, cab clips, cowl, hoods, trunk lids, deck lids, T-tops, sunroofs, moon roofs, astro roofs, transmissions, engines and similar parts.
35-1-119	EXPLOSIVES - Any chemical compound or mechanical mixture that is commonly used or intended for the purpose of producing an explosion and which contains any oxidizing and combustible units or other ingredients in such proportions, quantities or packing that an ignition by fire, by friction, by concussion, by percussion or by detonator of any part of the compound or mixture may cause such a sudden generation of highly heated gases that the resultant gaseous pressures are capable of producing destructive effects on contiguous objects or of destroying life or limb.
35-1-120	FARM TRACTOR - Every motor vehicle designed and used primarily as a farm implement for drawing wagons, plows, mowing machines and other implements of husbandry, and every implement of husbandry which is self propelled, excluding all-terrain vehicles and off-highway motorcycles as defined in this Chapter.
35-1-121	FLAMMABLE LIQUID - Any liquid which has a flash point of 70° F., or less, as determined by a tagliabue or equivalent closed-cup test device.
35-1-122	FLEET - One or more commercial motor vehicles.
35-1-122.1	FLEET SAFETY VEHICLE - Any motor vehicle which is used to supervise operations of vehicles of the second division on the highway so as to promote safety and legal operations of such second division vehicle.
35-1-123	FOREIGN VEHICLE - Every vehicle of a type required to be registered hereunder brought into this State from another State, territory or country other than in the ordinary course of business by or through a manufacturer or dealer and not registered in this State.

- 35-1-123.1** **FORGERY** - Forgery shall be as defined in Section 17-3 of the Criminal Code of 1961. All vehicle documents required under this Code to be submitted to the Secretary of State are considered documents apparently capable of defrauding another pursuant to paragraph (c) of Section 17-3 of the Criminal Code of 1961.
- 35-1-124** **FOR-HIRE** - The operation of a vehicle for compensation and subject to federal regulation by the Interstate Commerce Commission or to state regulation by the Illinois Commerce Commission and those vehicles governed by Chapters 8 and 9 of the Illinois Vehicle Code and regulated by the Secretary of State.
- 35-1-124.1** **GREY MARKET VEHICLE** - A vehicle not originally manufactured in compliance with U.S. emission or safety standards.
- 35-1-125** **GROSS WEIGHT** - The weight of a vehicle whether operated singly or in combination without load plus the weight of the load thereon.
- 35-1-126** **HIGHWAY** - The entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.
- 35-1-127** **HOUSE CAR** - A recreational motor vehicle of the First Division converted or equipped and primarily used for living quarters or for human habitation, rather than as a passenger car and not used as a commercial vehicle.
- 35-1-128** **HOUSE TRAILER** -
- (a) A trailer or semitrailer equipped and used for living quarters or for human habitation (temporarily or permanently) rather than for the transportation of freight, goods, wares and merchandise; or
 - (b) A house trailer or a semitrailer which is used commercially (temporarily or permanently), that is, for the advertising, sales, display or promotion of merchandise or services, or for any other commercial purpose except the transportation of property for hire or the transportation of property for distribution by a private carrier.
- 35-1-129** **IDENTIFICATION NUMBER** - The numbers and letters, if any, on a vehicle or essential part, affixed by the manufacturer, the Illinois Secretary of State or the Illinois Department of State Police for the purpose of identifying the vehicle or essential part, or which is required to be affixed to the vehicle or part by federal or state law.
- 35-1-130** **IMPLEMENT OF HUSBANDRY** - Every vehicle designed and adapted exclusively for agricultural, horticultural, or livestock raising operations, including farm wagons, wagon trailers or like vehicles used in connection therewith, or for lifting or carrying an implement of husbandry provided that no farm wagon, wagon trailer or like vehicle having a gross weight of more than 36,000 pounds, shall be included hereunder.
- 35-1-131** **IMPROVED HIGHWAY** - Any roadway of concrete, brick, asphalt, macadam and crushed stone or gravel.
- 35-1-132** **INTERSECTION** - The area embraced within the prolongation or connection of the lateral curb lines, or, if none, then the lateral boundary lines of the roadways of two highways which join one another at, or approximately at, right angles or the area within which vehicles traveling upon different roadways joining at any other angle may come in conflict.

(b) Where a highway includes two roadways 40 feet or more apart, then every crossing of each roadway of such divided highway by an intersecting highway shall be regarded as a separate intersection.

(c) The junction of an alley with a street or highway does not constitute an intersection.

35-1-133 **INTERSTATE OR INTERSTATE COMMERCE** - Transportation between 2 or more States or transportation originating in one State and passing into or through other States for delivery in another State, and which is not intrastate.

35-1-133.1 **INTERSTATE HIGHWAY** - Any highway which is now, or shall hereafter be, a part of the national system of interstate and defense highways within this State.

35-1-134 **INTRASTATE OR INTRASTATE COMMERCE** - Transportation originating at any point or place within this State and destined to any other point or place within this State, irrespective of the route, highway or highways traversed, and including transportation which passes into or through another State before delivery is made within this State, and including any act of transportation which includes or completes a pickup within Illinois for delivery within Illinois.

35-1-134.1 **JUNK VEHICLE** - A junk vehicle is a vehicle which has been or is being disassembled, crushed, compressed, flattened, destroyed or otherwise reduced to a state in which is no longer can be returned to an operable state.

35-1-135 **LANE CONTROL SIGNAL** - An official traffic control device consisting of an electrically controlled and illuminated signal of a square or rectangular design and employing distinctive colors or symbols used to control the direction of vehicular flow on the particular lane to which the indication applies.

35-1-136 **LANED ROADWAY** - A roadway which is divided into two or more clearly marked lanes for vehicular traffic.

35-1-137 **LEASE** - A written document vesting exclusive possession, use, control and responsibility of the lessee during the periods the vehicle is operated by or for the lessee for a specific period of time.

35-1-138 **LICENSE TO DRIVE** - Any driver's license or any other license or permit to operate a motor vehicle issued under the laws of this State including:

(1) Any temporary license or instruction permit;

(2) The privilege of any person to drive a motor vehicle whether or not such person holds a valid license or permit.

(3) Any nonresident's driving privilege as defined herein.

35-1-138.1 **LICENSEE** - A person licensed or required to be licensed under Sections 5-101, 5-201 and 5-301 of the Illinois Vehicle Code.

35-1-139 **LIENHOLDER** - A person holding a security interest in a vehicle.

35-1-140 **LOCAL AUTHORITIES** - Every county, municipal and other local board or body having authority to enact laws relating to traffic under the constitution and laws of this State.

35-1-141 **MAIL** - To deposit in the United States mail properly addressed and with postage prepaid.

- 35-1-142** **MANUFACTURER** - Every person engaged in the business of manufacturing and assembling vehicles or reconstructed vehicles, or engine and driveline components for vehicles.
- 35-1-142.01** **MATERIALLY ALTERED VEHICLE** - Any vehicle which has been modified, rebuilt, repaired, reconstructed, restored or specially constructed.
- 35-1-142.1** **MEDICAL CARRIER** - Any publicly or privately owned vehicle which is specifically designed, constructed or modified and equipped, and is intended to be used for, and is maintained or operated for the nonemergency transportation of persons for compensation for the purpose of obtaining medical services.
- 35-1-142.2** **MEDICAL TRANSPORT VEHICLE** - Includes ambulances, medical carriers, and rescue vehicles.
- 35-1-143** **MERGING TRAFFIC** - A maneuver executed by the drivers of vehicles on converging roadways to permit entry into the junction thereof, wherein the driver of each vehicle involved is required to adjust his vehicular speed and lateral position so as to avoid a collision with any other vehicle.
- 35-1-144** **METAL TIRE** - Every tire the surface of which in contact with the highway is wholly or partly of metal or other hard, nonresilient material.
- 35-1-144.1** **MODIFIED VEHICLE** - Every vehicle of a type required to be registered under this Code altered by the addition, deletion, or modification of the body, chassis, component or essential parts, new or used.
- 35-1-145** **MOTOR CARRIER** - An operator of For-Hire vehicles pursuant to the Illinois Motor Carrier of Property Law.
- 35-1-145.01** **MOTOR HOME, MINI MOTOR HOME OR VAN CAMPER** - A self-contained motor vehicle, not used commercially, designed or permanently converted to provide living quarters for recreational, camping or travel use, with direct walk through access to the living quarters from the driver's seat.
- 35-1-146** **MOTOR VEHICLE** - Every vehicle which is self-propelled and every vehicle which is propelled by electric power obtained from overhead trolley wires, but not operated upon rails except for vehicles moved solely by human power and motorized wheelchairs. For this Chapter, motor vehicles are divided into two divisions:
- First Division:** Those motor vehicles which are designed for the carrying of not more than 10 persons.
- Second Division:** Those motor vehicles which are designed for carrying more than 10 persons, those designed or used for living quarters and those motor vehicles which are designed for pulling or carrying freight or cargo or implements of husbandry, and those motor vehicles of the First Division remodeled for use and used as motor vehicles of the Second Division.
- 35-1-147** **MOTORCYCLE** - Every motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, but excluding a tractor.
- 35-1-148** **MOTOR DRIVEN CYCLE** - Every motorcycle and every motor scooter with less than 150 cubic centimeter piston displacement including motorized pedalcycles.
- 35-1-148.1** **MULTIPURPOSE PASSENGER VEHICLE** - A passenger carrying vehicle which is constructed either on a truck chassis or with special features for occasional off-road operation.
- 35-1-148.2** **MOTORIZED PEDALCYCLE** - A motorized pedalcycle is a motor-driven cycle whose speed attainable in

one mile is 30 mph or less, which is equipped with a motor that produces 2 brake horsepower or less. If an internal combustion engine is used, the displacement shall not exceed 50 cubic centimeter displacement and the power drive system shall not require the operator to shift gears.

- 35-1-148.3** **MOTORIZED WHEELCHAIR** - Any self-propelled vehicle designed for and used by a handicapped person, that is incapable of a speed in excess of 8 miles per hour on level ground.
- 35-1-148.4** **NEW VEHICLE** - A new vehicle which has not been sold to any person except a franchised distributor or franchised new vehicle dealer.
- 35-1-149** **NONRESIDENT** - Every person who is not a resident of this State.
- 35-1-150** **NONRESIDENT'S DRIVING PRIVILEGE** - The privilege conferred upon a nonresident by the laws of this State pertaining to the operation by such person of a motor vehicle, or the use of a vehicle owned by such person, in this State.
- 35-1-151** **NONCOMMERCIAL VEHICLE** - Any vehicle that is not a commercial vehicle.
- 35-1-153** **NOT-FOR-HIRE** - Operation of a commercial vehicle in furtherance of any commercial or industrial enterprise but not For-Hire.
- 35-1-153.1** **OFF-HIGHWAY MOTORCYCLE** - Any motorized device designed to travel primarily off-highway on 2 wheels, having a seat or saddle for the use of the operator, upon or by which any person, persons or property may be transported or drawn.
- 35-1-154** **OFFICIAL TRAFFIC-CONTROL DEVICES** - All signs, signals, markings, and devices which conform with the State Manual and not inconsistent with this Chapter placed or erected by authority of the Village of Burr Ridge for the purpose of regulating, warning, or guiding traffic.
- 35-1-154.1** **OPERATE** - To ride in or on, other than as a passenger, use or control in any manner the operation of any device or vehicle whether motorized or propelled by human power.
- 35-1-154.2** **OPERATOR** - Every person who operates or is in actual physical control of any device or vehicle whether motorized or propelled by human power.
- 35-1-155** **OWNER** - A person who holds legal title of a vehicle, or in the event a motor vehicle is the subject of an agreement for the conditional sale or lease thereof with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee, or in the event a mortgagor of such motor vehicle is entitled to possession, then such conditional vendee or lessee or mortgagor shall be deemed the owner for the purpose of this Chapter.
- 35-1-156** **PARK OR PARKING** - Means the standing of a vehicle, whether occupied or not, otherwise than when temporarily and actually engaged in loading or unloading merchandise or passengers.
- 35-1-157** **PASSENGER CAR** - A motor vehicle of the First Division including a multipurpose passenger vehicle, that is designed for carrying not more than 10 persons.
- 35-1-158** **PEDESTRIAN** - Any person afoot.
- 35-1-159** **PERSON** - Every natural person, firm, co-partnership, association, limited liability company, corporation, institution, or entity of any kind whatsoever, both public and private (unless the context clearly indicates otherwise). Amended by A-668-02-09

- 35-1-159.1** **HANDICAPPED PERSON** - Every natural person who is unable to walk 200 feet or more unassisted by another person or without the aid of a walker, crutches, braces, prosthetic device or a wheelchair or without great difficulty or discomfort due to the following impairments: neurologic, orthopedic, respiratory, cardiac, arthritic disorder, blindness, or the loss of function or absence of a limb or limbs.
- 35-1-160** **PNEUMATIC TIRE** - Every tire in which compressed air is designed to support the load.
- 35-1-161** **POLE TRAILER** - Every vehicle without motive power designed to be drawn by another vehicle and attached to the towing vehicle by means of a reach or pole, or by being boomed or otherwise secured to the towing vehicle, and ordinarily used for transporting long or irregularly shaped loads such as poles, pipes, or structural members capable, generally, of sustaining themselves as beams between the supporting connections.
- 35-1-162** **POLICE OFFICERS** - Every officer authorized to direct or regulate traffic or to make arrests for violations of traffic regulations.
- 35-1-163** **PRIVATE ROAD OR DRIVEWAY** - Every way or place in private ownership and used for vehicular travel by the owner and those having express or implied permission from the owner, but not by other persons.
- 35-1-164** **PRINCIPAL PLACE OF BUSINESS** - The place where any person transacts his principal business, or where he makes up and approves his payroll, maintains a central file of records and maintains his principal executive offices. In the event that not all of these functions are performed in one place, then that place where a majority of such functions are performed or the place where such person does in fact principally transact and control his business affairs.
- 35-1-164.1** **PROBATIONARY LICENSE TO DRIVE** - A conditional license granting full driving privileges during a period of suspension.
- 35-1-165** **PRIVATE LIVING COACH** - A recreational motor vehicle of the Second Division equipped and primarily used for living quarters, human habitation or for mobile living, rather than for the transportation of persons, with direct access to the living quarters from the driver's seat and not used as a commercial vehicle.
- 35-1-166** **RAILROAD** - A carrier of persons or property upon cars, other than streetcars, operated upon stationary rails.
- 35-1-166.1** **RAILROAD-HIGHWAY GRADE CROSSING** - The intersection of stationary rails owned or used in the operation of a railroad corporation across a highway.
- 35-1-167** **RAILROAD SIGNS OR SIGNAL** - Any sign, signal, or device other than an official traffic control signal or device erected in accordance with the laws governing same and intended to give notice of the presence of railroad tracks or the approach of a railroad train.
- 35-1-168** **RAILROAD TRAIN** - A steam engine, electric or other motor, with or without cars coupled thereto, operated upon rails, except streetcars.
- 35-1-168.1** **REBUILT VEHICLE** - A vehicle for which a salvage certificate has been issued and which subsequently has been put back into its original or operating condition by a licensed rebuilder and which has met all the requirements of a salvage vehicle inspection.
- 35-1-169** **RECREATIONAL VEHICLE** - Every camping trailer, motor home, mini motor home, travel trailer, truck camper or van camper used primarily for recreational purposes and not used commercially nor owned by

a commercial business.

35-1-171

REGISTRATION -- REGISTRATION STICKER -

Registration - The registration certificate or certificates, registration plates and registration stickers issued under the laws of this State pertaining to the registration of vehicles.

Registration Sticker or Stickers - A device or devices to be attached to a rear registration plate that will renew the registration and registration plate or plates for a pre-determined period not to exceed one registration year.

35-1-171.01

CHARITABLE VEHICLE -

(a) Any vehicle other than a vehicle of the First Division or a school bus which is exclusively owned and operated by a religious or charitable not-for-profit organization and is used primarily in conducting the official activities of such organization.

(b) This definition does not include:

(1) a bus operated by a public utility, municipal corporation or common carrier authorized to conduct local or interurban transportation of passengers when such bus is on a regularly scheduled route for the transportation of other fare paying passengers or furnishing charter service for the transportation of groups on special trips or in connection with special events and not over a regular or customary religious organization bus route; or

(2) a school bus as defined in Section 1-182 of this Code.

35-1-171.02

REPAIRED VEHICLE - A vehicle other than a rebuilt vehicle which has been put back into its original or operating condition by restoring, mending, straightening, replacing, altering or painting its essential parts by a licensed repairer.

35-1-172

RESIDENCE DISTRICT - The territory contiguous to and including a highway not comprising a business district when the property on such highway for a distance of 300 feet or more is in the main improved with residences or residences and buildings in use for business.

For purposes of establishing maximum speed limits, a residence district shall be at least a quarter of a mile long with residences or residences and buildings in use for businesses spaced no more than 300 feet apart.

35-1-173

RESIDENT -

(a) Every natural person who resides in this state shall be deemed a resident of this State.

(b) In the case of a firm, copartnership or association, if the principal place of business of such firm, copartnership or association is located in the State of Illinois, then such firm, copartnership or association shall be deemed a resident of the State of Illinois.

(c) In the case of a corporation, if the corporation was incorporated under the laws of the State of Illinois or if the principal place of business of such corporation is in the State of Illinois, then such corporation shall be deemed a resident of the State of Illinois.

- 35-1-173.1** **RESTRICTED DRIVING PERMIT** - A restricted driving permit is that document which grants and specifies limited privileges to drivers of motor vehicles who have had their full driving privileges suspended, revoked or cancelled. The restricted driving permit is valid only when in the immediate possession of the driver to whom it is issued.
- 35-1-174** **RETAIL SALE** - The out or attempted out of selling vehicles or otherwise disposing of a vehicle to a person for use as a consumer.
- 35-1-175** **REVERSIBLE LANE** - A lane of a two or more laned roadway upon which traffic may be directed to move in either direction by means of lane-control signals or other devices, in conjunction with official signs.
- 35-1-176** **REVOCATION OF DRIVER'S LICENSE** - The termination by formal action of the Secretary of a person's license or privilege to operate a motor vehicle on the public highways, which termination shall not be subject to renewal or restoration except that an application for a new license may be presented and acted upon by the Secretary after the expiration of at least one year after the date of revocation.
- 35-1-176.1** **RIDESHARING ARRANGEMENT** - "Ridesharing arrangement" and "for-profit-it ridesharing arrangement" shall have the meanings ascribed to them in the Ridesharing Arrangements Act.
- 35-1-177** **RIGHT-OF-WAY** - The right on one vehicle or pedestrian to proceed in a lawful manner in preference to another vehicle or pedestrian approaching under such circumstances of direction, speed and proximity as to give rise to danger of collision unless one grants precedence to the other.
- 35-1-178** **ROAD TRACTOR** - Every motor vehicle designed and used for drawing other vehicles and not so constructed as to carry any load thereon either independently or any part of the weight of a vehicle or load so drawn.
- 35-1-179** **ROADWAY** - That portion of a highway improved, designed or ordinarily used for vehicular travel, exclusive of the berm or shoulder. In the event a highway includes two or more separate roadways the term "roadway" as used herein shall refer to any such roadway separately but not to all such roadways collectively.
- 35-1-180** **RURAL MAIL DELIVERY VEHICLE** - Every vehicle used to deliver U.S. mail on a rural mail delivery route.
- 35-1-181** **SAFETY ZONE** - The area or space officially set apart within a roadway for the exclusive use of pedestrians and which is protected or is so marked or indicated by adequate signs as to be plainly visible at all times while set apart as a safety zone.
- 35-1-182** **SCHOOL BUS** -
- (a) "School Bus" means every motor vehicle, except as provided in paragraph (b) of this Section, owned or operated by or for any of the following entities for the transportation of persons regularly enrolled as students in grade 12 or below in connection with any activity of the entity: Any public or private primary or secondary school; Any primary or secondary school operated by a religious institution, or any public, private or religious nursery school.
 - (b) This definition does not include the following:
 - (1) A bus operated by a public utility, municipal corporation or common carrier authorized to conduct local or interurban transportation of passengers when the bus is not traveling a specific bus route but is: on a regularly scheduled route for

the transportation of other fare paying passengers; furnishing charter service for the transportation of groups on field trips or other special trips or in connection with other special events; or being used for shuttle service between attendance centers or other educational facilities.

(2) A motor vehicle of the First Division.

- 35-1-183** **SECRETARY** - The Secretary of State of Illinois.
- 35-1-184** **SECRETARY OF STATE** - The Secretary of State of Illinois.
- 35-1-185** **SECURITY AGREEMENT** - A written agreement which reserves or creates a security interest.
- 35-1-186** **SECURITY INTEREST** - An interest in a vehicle reserved or created by agreement and which secures payment or performance of an obligation. The term includes the interest of a lessor under a lease intended as security. A security interest is "perfected" when it is valid against third parties generally, subject only to specific statutory exceptions.
- 35-1-187** **SEMITRAILER** - Every vehicle without motive power, other than a pole trailer, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that some part of its weight and that of its load rests upon or is carried by another vehicle.
- 35-1-187.01** **SERVICING OF VEHICLES** - The altering or maintaining of the parts of a vehicle other than its essential parts. Regarding engines and transmissions, however, repair, or replacement of parts, which does not result in the removal of all or any part of the identification number shall be deemed servicing of the vehicle.
- 35-1-187.1** **SHOULDER** - That portion of the highway adjacent to the roadway for accommodating stopped vehicles or for emergency use.
- 35-1-188** **SIDEWALK** - That portion of a street between the curb lines, or the lateral lines of a roadway, and the adjacent property lines, intended for use of pedestrians.
- 35-1-189** **SITUS OR BASE OF VEHICLE** - The place where a vehicle is principally garaged, or from whence it is principally dispatched, or where the movements of such vehicle usually originate.
- 35-1-190** **SOLID TIRE** - Every tire of rubber or other resilient material which does not depend upon compressed air for the support of the load.
- 35-1-191** **SPECIAL MOBILE EQUIPMENT** - Every vehicle not designed or used primarily for the transportation of persons or property and only incidentally operated or moved over a highway, including but not limited to: street sweepers, ditch digging apparatus, well boring apparatus and road construction and maintenance machinery such as asphalt spreaders, bituminous mixers, bucket loaders, tractors other than truck tractors, ditchers, levelling graders, finishing machines, motor graders, road rollers, scarifiers, earth moving carry alls and scrapers, power shovels and drag lines, and self-propelled cranes and earth moving equipment. The term does not include house trailers, dump trucks, truck mounted transit mixers, cranes or shovels, or other vehicles designed for the transportation of persons or property to which machinery has been attached.
- 35-1-192** **SPECIALLY CONSTRUCTED VEHICLE** - Every vehicle of a type required to be registered hereunder that: (a) has been materially altered from its original construction by the removal or substitution of essential parts, or (b) was not originally constructed under a distinctive name, by a generally recognized manufacturer of vehicles.

35-1-193	SPEED-CHANGE LANE - An auxiliary lane, including tapered areas, primarily for the acceleration or deceleration of vehicles entering or leaving through traffic lanes.
35-1-194	STAND OR STANDING - Means the halting of a vehicle, whether occupied or not, otherwise than when temporarily and actually engaged in receiving or discharging passengers.
35-1-195	STATE - A state, territory or possession of the United States, the District of Columbia, the Commonwealth of Puerto Rico or a province of the Dominion of Canada.
35-1-196	STATE HIGHWAYS - Defined in the "Illinois Highway Code" as the same may from time to time be amended.
35-1-197	STATE POLICE - The Illinois State Police.
35-1-198	STINGER-STEERED SEMITRAILER - Every semitrailer which has its kingpin on a projection to the front of the structure of such semitrailer and is combined with the 5th wheel of the truck tractor at a point not less than two feet to the rear of the center of the rearmost axle of such tractor.
35-1-199	STOP - When required means complete cessation from movement.
35-1-200	STOP OR STOPPING - Means any halting even momentarily of a vehicle, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic-control sign or signal.
35-1-201	STREET - The entire width between boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.
35-1-202	STREETCAR - A car other than a railroad train for transporting persons or property and operated upon rails principally within a municipality.
35-1-203	SUBURBAN DISTRICT - That portion of any city, village or incorporated town other than the business and residence districts.
35-1-203.1	STATUTORY SUMMARY ALCOHOL OR OTHER DRUG RELATED SUSPENSION OF DRIVER'S PRIVILEGES - The withdrawal by the circuit court of a person's license or privilege to operate a motor vehicle on the public highways for the periods provided in Section 6-208.1. Reinstatement after the suspension period shall occur after all appropriate fees have been paid, unless the court notifies the Secretary of State that the person should be disqualified. The bases for this withdrawal of driving privileges shall be the individual's refusal to submit to or failure to complete a chemical test or tests following an arrest for the offense of driving under the influence of alcohol or other drugs, or both, or submission to such a test or tests indicating an alcohol concentration of 0.10 or more as provided in Section 11-501.1 of this Code.
35-1-204	SUSPENSION OF DRIVER'S LICENSE - The temporary withdrawal by formal action of the Secretary of a person's license or privilege to operate a motor vehicle on the public highways, for a period specifically designated by the Secretary.
35-1-204.1	SWORN REPORT - A confirmation of correctness and truth by an affidavit, oath, deposition or a verification by certification executed pursuant to Section 1-109 of the Code of Civil Procedure.
35-1-205	THROUGH HIGHWAY - Every highway or portion thereof on which vehicular traffic is given preferential

right of way, and at the entrances to which vehicular traffic from intersecting highways is required by law to yield right of way to vehicles on such through highway in obedience to either a stop sign or a yield sign, when such signs are erected as provided in this Act.

- 35-1-205.01** **TOLLROAD** - All highways under the jurisdiction of the Illinois State Toll Highway Authority.
- 35-1-205.1** **TOW-TRUCK** - Every truck designed or altered and equipped for and used to push, tow or draw disabled vehicles by means of a crane, hoist, towbar, towline or auxiliary axle, and to render assistance to disabled vehicles.
- 35-1-205.2** **TOWER** - A person who owns or operates a tow truck or a wrecker.
- 35-1-207** **TRAFFIC** - Pedestrians, ridden or herded animals, vehicles, streetcars and other conveyances either singly or together while using any highway for purposes of travel.
- 35-1-208** **TRAFFIC CONTROL SIGNAL** - Any official traffic control device other than a railroad sign or signal, whether manually, electrically or mechanically operated, by which traffic is alternately directed to stop and permitted to proceed.
- 35-1-209** **TRAILER** - Every vehicle without motive power in operation, other than a pole trailer, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that no part of its weight rests upon the towing vehicle.
- 35-1-210** **TRANSPORTER** - Every person engaged in the driveway or towaway business of transporting vehicles, not his own, by driving, either singly or by the towbar, saddle mount or full mount methods or any combinations thereof or by drawing or towing house trailers, semitrailers or trailers, including their coupling devices and using the public highways of this State, or this Village, therefor.
- 35-1-210.01** **TRAVEL TRAILER** - A trailer, not used commercially, designed to provide living quarters for recreational, camping or travel use, and of a size or weight not requiring an overdimension permit when towed on a highway.
- 35-1-211** **TRUCK** - Every motor vehicle designed, used or maintained primarily for the transportation of property.
- 35-1-211.01** **TRUCK CAMPER** - A truck, not used commercially, when equipped with a portable unit designed to be loaded onto the bed which is construed to provide temporary living quarters for recreational, travel or camping use.
- 35-1-211.1** **TRUCKSTER** - Every motor vehicle or motorcycle with three wheels designed, used or maintained primarily for the transportation of property.
- 35-1-212** **TRUCK TRACTOR** - Every motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn.
- 35-1-213** **TRIP LEASE** - A one-trip lease of a vehicle to a lessee.
- 35-1-214** **URBAN DISTRICT** - The territory contiguous to and including any street which is built up with structures devoted to business, industry or dwelling houses situated at intervals of less than 100 feet for a distance of a quarter of a mile or more.
- 35-1-214.1** **URBAN AREA** - An urban area is any incorporated or unincorporated area developed primarily for residential and/or business purposes.

- 35-1-215** **USED CAR DEALER** - Every person engaged in the business of buying, selling or exchanging used motor vehicles and who has an established place of business for such purpose in this State.
- 35-1-216** **USED MOTOR VEHICLE** - Every motor vehicle which has been sold, bargained, exchanged, given away, or title transferred from the person who first acquired it from the manufacturer or importer, dealer, or agent of the manufacturer or importer and so used as to have become what is commonly known as "second hand" within the ordinary meaning thereof: Provided, that a new motor vehicle shall not be considered as a "used motor vehicle" until it has been placed in a bonafide consumer use, notwithstanding the number of transfers of such motor vehicle. The term "bonafide consumer use" means actual operation by an owner who acquired the vehicle for use in business or for pleasure purposes and who has been granted a Certificate of Title on such motor vehicle and has registered such motor vehicle, all in accordance with the laws of the residence of the owner.
- 35-1-217** **VEHICLE** - Every device, in, upon or by which any person or property is or may be transported or drawn upon a highway, except devices moved by human power, devices used exclusively upon stationary rails or tracks and snowmobiles as defined in the Snowmobile Registration and Safety Act.
- For the purposes of this Chapter, unless otherwise prescribed, a device shall be considered to be a vehicle until such time it either comes within the definition of a junk vehicle, as defined under this Chapter, or a junking certificate is issued for it.
- For the purposes of this Chapter, vehicles are divided into two divisions:
- First Division:** Those motor vehicles which are designed for the carrying of not more than 10 persons.
- Second Division:** Those vehicles which are designed for carrying more than 10 persons, those designed or used for living quarters and those vehicles which are designed for pulling or carrying property, freight or cargo, those motor vehicles of the First Division remodeled for use and used as motor vehicles of the Second Division, and those motor vehicles of the First Division used and registered as school buses.
- 35-1-217.1** **VEHICLE COWL** - The portion of the vehicle that separates the front compartment from the rear compartment, commonly referred to as the firewall, to which a vehicle identification number is normally attached.
- 35-1-218.1** **VEHICLE SHELL** - Every sheet metal part of a vehicle whether or not attached to a chassis or part of a chassis. For the purposes of this definition the term vehicle shell shall include the terms, shell, vehicle hulk, body, vehicle body.
- 35-1-219** **YIELD RIGHT-OF-WAY** - When required by an official sign means the act of granting the privilege of the immediate use of the intersecting roadway to traffic within the intersection and to vehicles approaching from the right or left, but when the roadway is clear may proceed into the intersection.
- 35-1-220** **BLANK**
- 35-1-221** **SAMPLE REGISTRATION PLATE** - A specimen of a registration plate issued for display purposes only, and not to be affixed to or to be displayed upon a motor vehicle.
- 35-1-222** **RESCUE SQUAD** - A voluntary association of individuals or a fire department dedicated to saving lives through the rescue of persons entrapped in wrecked vehicles or other hazardous circumstances and association with some unit of government.

35-1-223

RESCUE SQUAD VEHICLE - A vehicle specifically designed, configured, and equipped for the performance of access and extrication from hazardous or life-endangering situations. However, if such vehicles have emergency medical transport capability they must be classified as rescue vehicles as defined in Section 35-1-224.

35-1-224

RESCUE VEHICLE - Any publicly or privately owned vehicle which is specifically designed, configured, and equipped for the performance of access and extrication of persons from hazardous or life-endangering situations, as well as for the emergency transportation of persons who are sick, injured, wounded or otherwise incapacitated or helpless.

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